

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Art Unit : 1724
Examiner : Minh Chau Thi Pham
Serial No. : 10/672,666
Filed : September 26, 2003
Inventors : John D. Dyson
: Jack H. Jessop
: Harold W. Johnson, Jr.
: Louis U. Brittingham, Jr.
: Gregory Matanoski
Title : FILTRATION SYSTEM UNDERDRAIN

Customer No.: 035811

Docket No.: 1092-CIP-02

Confirmation No.: 9793

TERMINAL DISCLAIMER

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Your Petitioner, T. Daniel Christenbury, represents that he is patent counsel for Ondeo Degremont, Inc., which is the owner of the entire interest in the above Application Serial No. 10/672,666, filed September 26, 2003, for FILTRATION SYSTEM UNDERDRAIN, as evidenced by an Assignment recorded at Reel 015333, Frame 0558 of the U.S Patent and Trademark Office records, and is also the owner of U.S. Patent Application Serial No. 10/174,273, filed June 18, 2002, for AUTOMATIC BACKWASH FILTER SYSTEM, as evidenced by an Assignment recorded at Reel 013028, Frame 0296 of the U.S. Patent and Trademark Office records, convenience copies of which are attached. Your petitioner has reviewed the relevant documentary evidence and certifies to the best of his knowledge and belief, that title is in Ondeo Degremont, Inc.

Your Petitioner, on behalf of the patent owner, hereby disclaims the terminal part of any patent to be issued on said application Serial No. 10/672,666 which would extend beyond the expiration date of a patent issuing from U.S. Patent Application Serial No. 10/174,273 and hereby agrees that any patent so granted on the above-identified application shall be enforceable only during


such period that the legal title to said application shall be the same as the legal title to a patent issuing from U.S. Patent Application Serial No. 10/174,273, this agreement to run with any patent granted on the above-identified application and to be binding upon the grantee, its successors or assigns.

Your Petitioner does not disclaim any earlier than the expiration date presently shortened by this Terminal Disclaimer, even in the event that the said patent issuing from Application Serial No. 10/174,273 earlier expires for other reasons, such as failure to pay a maintenance fee, invalidity or unenforceability, or is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. §1.321(a), or has all claims canceled by a reexamination certificate, or is otherwise wholly or partially terminated prior to the expiration of its term. If any part of this paragraph should be held to render this Terminal Disclaimer ineffective, then that part shall be deemed to be of no effect.

Respectfully submitted,

ONDEO DEGREMONT, INC.

Date: 26 June 2005

By: 
T. Daniel Christenbury, Patent Counsel